<u>REMARKS</u>

The foregoing amendments and the following remarks are responsive to the Final Office Action mailed January 25, 2006. Applicants respectfully request reconsideration of the present application. Claim 2 has been amended. No claims have been cancelled or added. Therefore, claims 1-33 are presented for Examination.

Claims 1-33 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,581,109 to Fields et al. (hereinafter "Fields") in view of U.S. Patent 5,806,081 to Swen et al (hereinafter "Swen").

The Examiner notes that Fields does not teach or suggest "default image display characteristics," and relies on Swen for this limitation.

The Examiner in the Advisory Action states: "The system of Swen teaches a default CMM that is generically supplied [col. 2, lines 14-19; col. 7, lines 27-30]. Additionally, Applicants' invention states having a plurality of default characteristic sets to address particular aspects of the target system [pg. 59, lines 12-14]."

Applicants respectfully submit that the Examiner seems to have misunderstood differentiation between CMM, default or otherwise, and "default image characteristics." The CMM of Swen is <u>part of an image characteristic specification</u>. Swen clearly states this:

> A device profile is a data structure that describes the basic color characteristics of the device. Color information described in a device profile includes data relating to the device's color space, gamut, tonal reproduction curves, and the preferred color matching method (CMM).

Swen, column 2, lines 10-14. Thus, it is clear that a CMM is <u>an element</u> in a device profile. Therefore, Applicants respectfully submit that a default CMM cannot be equivalent to a default <u>device profile</u>.

Furthermore, Swen doesn't teach or suggest a <u>default</u> profile. Rather, Swen states:

> Still referring to FIG. 2, color processing system 24 preferably has at least two device profiles. Source profile 36 is associated with source device 26. If color processing system 24 has a plurality of source devices, each source device may have its own source profile. Destination profile 38 is associated with destination device 30. If color processing system 24 has a plurality of destination devices, each destination device may have its own destination profile. Profiles can reside in files, device drivers, applications, documents, and images.

(Swen, column 5, lines 11-18) The <u>device profile</u> of Swen may include a default CMM but this does not make it a default device profile.

Applicants do, in fact, disclose in the Specification the possibiltiy of multiple default profiles, however, claim 1 explains that what makes the profile a default profile is that "the set of default image display characteristics being unrelated to the image display characteristics of the client computer." Thus, if there is a set of display characterstics that is <u>unrelated to the image display characteristics of the client computer</u>, they are a default image display characteristic.

Thus, according to Swen, device profiles are associated with a particular device, and either source profiles or destination profiles. Swen does not teach or suggest <u>default image characteristics</u>, which are available upon <u>determining unavailability of client computer image display characteristics</u>. Rather, Swen's device profiles -- associated with a source or destination device or document --

may invoke the default color matching method (CMM). Thus, Applicants fail to find any reference in Swen to default image display characteristics.

As noted by the Examiner, Fields does not teach or suggest "default image display characteristics." Swen also does not teach or suggest this element, as discussed above. The default CMM is not in any way equivalent to a default image display characteristics, which are utilized when the system determines the unavailability of client computer image display characteristics. Rather, the default CMM is an element of a device profile, which is obtained from a particular device or document. Therefore, claim 1, and claims 2-33 which depend on it, are not obvious over the combination of Fields and Swen.
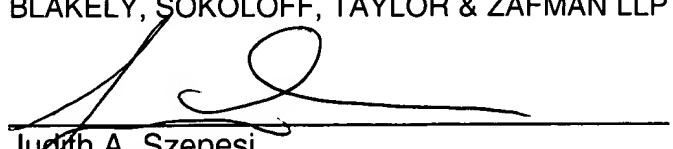
Applicant respectfully submits that in view of the amendments and discussion set forth herein, the applicable rejections have been overcome. Accordingly, the present and amended claims should be found to be in condition for allowance.

If a telephone interview would expedite the prosecution of this application, the Examiner is invited to contact Judith Szepesi at (408) 720-8300.

If there are any additional charges/credits, please charge/credit our deposit account no. 02-2666.

Respectfully submitted,
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Dated: May 25, 2006

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